

By: Guillen, Alvarado

H.B. No. 47

Substitute the following for H.B. No. 47:

By: Kuempel

C.S.H.B. No. 47

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the status and taxation of powdered alcohol as an
3 alcoholic beverage.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 1.04(1), Alcoholic Beverage Code, is
6 amended to read as follows:

7 (1) "Alcoholic beverage" means alcohol, including
8 powdered alcohol, or any beverage containing more than one-half of
9 one percent of alcohol by volume, which is capable of use for
10 beverage purposes, either alone or when diluted or reconstituted.

11 SECTION 2. The heading to Section 201.03, Alcoholic
12 Beverage Code, is amended to read as follows:

13 Sec. 201.03. TAX ON DISTILLED SPIRITS AND POWDERED ALCOHOL.

14 SECTION 3. Section 201.03(a), Alcoholic Beverage Code, is
15 amended to read as follows:

16 (a) A tax is imposed on the first sale of:

17 (1) distilled spirits at the rate of \$2.40 per gallon;
18 and

19 (2) powdered alcohol at the rate of \$2.40 per gallon
20 based on the amount of liquid suggested to be added by the
21 manufacturer's packaging.

22 SECTION 4. This Act takes effect September 1, 2017.